

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
ABILENE DIVISION

WILFRIDO I. ASCENCIO,)
)
)
Plaintiff,)
)
v.)
)
JO ANNE B. BARNHART,)
Commissioner of Social Security,)
)
Defendant.) Civil Action No. 1:04-CV-236-C
) ECF

ORDER OF DISMISSAL

THIS MATTER comes before the court on the Report and Recommendation filed September 1, 2006 (Doc. 21). Neither party has filed objections within the period specified in 28 U.S.C. § 636(b)(1).

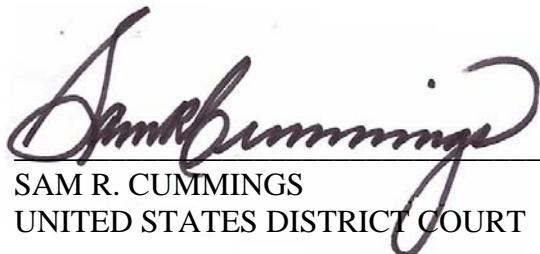
WHEREFORE,

IT IS HEREBY ORDERED that the Report and Recommendation is adopted by the court.

IT IS FURTHER ORDERED that the decision of the Commissioner is affirmed and Plaintiff's complaint is **DISMISSED WITH PREJUDICE**.

IT IS FURTHER ORDERED that a judgment in accordance with the terms of this order shall be entered forthwith.

Dated September 22, 2006.



SAM R. CUMMINGS
UNITED STATES DISTRICT COURT